

Appl. No. 0009/710,332
Amdt. Dated March 12, 2004
Response to Office Action of September 12, 2003
Atty. Dkt No. TRNSV-013BC

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Makower, et al.)

Art Unit: 3738

Serial No.: 09/710,332)

Examiner: Isabella, D.

Filed: November 9, 2000)

For: Method and Apparatus for)
Transmyocardial Direct Coronary)
Revascularization)

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action dated September 12, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.

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OUR FILE NO.

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FACSIMILE COVER SHEET

Date: March 12, 2004

To: Commissioner for Patents
Alexandria, VA

Facsimile: 703-872-9306

Re: U.S. Patent Application No. 09/710,332
Applicant: Makower, et al.
Title: Methods and Apparatus for Transmyocardial Direct Coronary Revascularization

From: Linda Allyson Fox, Reg. No. 38,883
Acting pursuant to 37 CFR 1.34(a)
Associate for Robert D. Buyan, Reg. No. 32,460

Total Number of Pages: 16 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/710,332 is being facsimile transmitted to the Commissioner for Patents at (703) 872-9306 on March 12, 2004.

Name of person sending facsimile: Francine Sanders, Assistant

Signature: 

PRIVACY NOTICE: This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address. Thank you.

Attorney Docket No.: TRNSV-013BC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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)	Examiner:
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)	
For: Method and Apparatus for)	
Transmyocardial Direct Coronary)	
Revascularization)	
_____)	

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Letter

Dear Sir:

- ☒ In accordance with Rule 136, the Commissioner is hereby petitioned for a three (3) month extension of time, extending to **March 12, 2004** the period for response to the Office action dated **September 12, 2003**. The Commissioner is hereby authorized to deduct extension fees from Deposit Account No. 50-0878.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☐ A Certificate of Ownership and Power of Attorney is enclosed.
- ☒ Enclosed herewith is a amendment/response for filing in relation to the above-identified application. Entry and consideration of this amendment/response is requested.

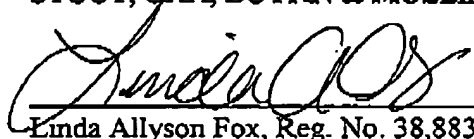
- ☐ Check No.---- is enclosed covering the additional filing fees in the amount of \$____.00, with the fees calculated as follows:

	(Col. 1) Claims Highest No. Remaining After Amendment	(Col. 2) Previously Paid For	(Col. 3) Present Additional Extra	Small Entity Additional Rate Fee	Other than a Small Entity Rate Fee
Total claims	12	- 82	=	x 9 \$	Or x 18 \$
Independent claims	1	- 4	= 0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted,
STOUT, LXA, BUYAN & MULLINS, LLP

Date: March 12, 2004


Linda Allyson Fox, Reg. No. 38,883

Acting pursuant to 37 CFR 1.34(a)

Associate for Robert D. Buyan, Reg. No. 32,460

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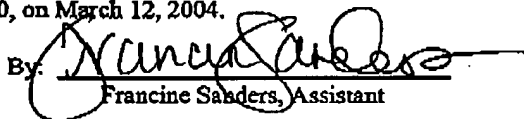
Telephone:(949) 450-1750; Facsimile: (949) 450-1764

email: rbuyan@patlawyers.com

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile (703) 872-9306 to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 12, 2004.

Dated: March 12, 2004

By: 
Francine Sanders, Assistant